

# **EXHIBIT E**

**UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF MICHIGAN  
 SOUTHERN DIVISION**

<b>In Re: AUTOMOTIVE PARTS ANTITRUST LITIGATION</b>	Master File No. 12-md-02311 Honorable Marianne O. Battani
<b>In Re: WIRE HARNESS CASES</b>	
<b>THIS RELATES TO:</b>  Direct Purchaser Actions Dealership Actions End-Payor Actions	2:12-cv-00101-MOB-MKM 2:12-cv-00102-MOB-MKM 2:12-cv-00103-MOB-MKM

**STIPULATED ORDER REGARDING BRIEFING OF CLASS CERTIFICATION  
 MOTIONS AND CLOSE OF DISCOVERY**

Pursuant to the Court’s instructions at the October 8, 2014 Status Conference, the parties have met and conferred regarding a schedule for briefing of class certification motions and a deadline for the close of discovery in the Wire Harness Cases. This matter having come before the Court upon the stipulation of the parties:

IT IS HEREBY ORDERED that the schedule for briefing class certification motions is as follows:

Plaintiffs shall file their respective motions for class certification, any related expert reports, and Rule 26(a)(2) disclosures no later than July 1, 2016. Plaintiffs’ expert witnesses shall be made available for deposition beginning 21 days after Plaintiffs file their motions, and the Defendants must provide notice at least 14 days prior to the proposed date of the deposition.

Defendants<sup>1</sup> shall file their oppositions to such motions for class certification, any related expert reports, and Rule 26(a)(2) disclosures no later than November 1, 2016. Defendants' expert witnesses shall be made available for deposition beginning 21 days after Defendants file their oppositions, and the Plaintiffs must provide notice at least 14 days prior to the proposed date of the deposition.

Plaintiffs shall file their respective reply briefs in support of their motions for class certification and any related rebuttal expert reports no later than March 1, 2017. The scope of any rebuttal expert reports shall be limited to responding to opinions expressed and/or statements made in Defendants' expert reports.

If permitted, Defendants shall file any sur-replies and any related sur-rebuttal expert reports, to the extent permitted by the Court, no later than May 1, 2017. The parties have reserved their rights as to whether such sur-replies or sur-rebuttal reports should be permitted. Plaintiffs oppose sur-replies and sur-rebuttal expert reports.

If any of the parties submit a rebuttal or sur-rebuttal expert report, the opposing parties may depose the expert regarding any new opinions expressed in the rebuttal or sur-rebuttal report beginning 14 days after the report was filed, and the parties must provide notice at least 10 days prior to the proposed date of the deposition.

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<sup>1</sup> "Defendants" refers to American Furukawa, Inc.; Furukawa Electric Co., Ltd.; DENSO Corporation; DENSO International America, Inc.; Fujikura Automotive America LLC; Fujikura Ltd.; G.S. Electech, Inc.; G.S.W. Manufacturing, Inc.; G.S. Wiring Systems, Inc.; Leoni Wiring Systems, Inc.; Leonische Holding Inc.; Sumitomo Electric Industries, Ltd.; Sumitomo Wiring Systems, Ltd.; Sumitomo Electric Wiring Systems, Inc.; K&S Wiring Systems, Inc.; Sumitomo Wiring Systems (U.S.A.) Inc.; Tokai Rika Co., Ltd.; TRAM, Inc.; Yazaki Corporation; and Yazaki North America, Inc. "Defendants" does not include the recently named defendants Chiyoda Manufacturing Corporation, Chiyoda USA Corporation, Mitsubishi Electric Corporation, Mitsubishi Electric US Holdings, Inc., and Mitsubishi Electric Automotive America, Inc. as the Court has not yet ruled on the viability of plaintiffs' claims against those defendants.

The Court will hear argument on the motions for class certification on a date (or dates) as yet to be determined by the Court.<sup>2</sup>

IT IS FURTHER ORDERED that the schedule for completing discovery is as follows:

All Defendants shall commence their rolling productions of documents no later than March 31, 2015.

All Defendants shall use their best efforts to substantially complete productions from their hard-copy central files by August 1, 2015. All document productions for custodians identified in Defendants' Responses to Direct Purchaser Plaintiffs' Interrogatory No. 7 shall be substantially completed by September 1, 2015.

Plaintiffs may, however, choose to prioritize Defendants' production of documents from three custodians in substitution for certain of those custodians identified in Defendants' Responses to Direct Purchaser Plaintiffs' Interrogatory No. 7. If Plaintiffs so elect, Plaintiffs shall inform Defendants and identify the three prioritized custodians, along with the custodians for which they are substitutes, no later than March 1, 2015.

All Plaintiffs shall complete production of transactional data by September 1, 2015; Direct Purchasers and End Payors shall substantially complete production of documents other than transactional data by September 1, 2015; Auto Dealers shall substantially complete production of electronically stored documents by September 1, 2015, and shall substantially complete production of hard copy documents from 75% of named Auto Dealer plaintiffs by September 1, 2015, with the hard copy documents from the remaining 25% of named Auto Dealer plaintiffs to be produced on a rolling basis and substantially completed by February 1,

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<sup>2</sup> The parties respectfully request that the hearing on the above motions be set at the Court's convenience after May 1, 2017.

2016.<sup>3</sup> Transactional data for this purpose is defined as data that is stored in a database and can be exported and does not include documents.

All remaining document productions from Defendants shall be substantially completed by February 1, 2016.

All depositions shall be completed by July 1, 2016.

All written discovery shall be completed by September 1, 2016.

All Plaintiffs and each Defendant Group<sup>4</sup> shall confer every sixty (60) days about the general status and progress of their respective productions and provide reasonable notice of any anticipated failure to meet an upcoming deadline.

**IT IS SO ORDERED.**

Date: February 11, 2015

s/Marianne O. Battani  
MARIANNE O. BATTANI  
United States District Judge

**STIPULATED AND AGREED.**

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<sup>3</sup> Nothing in this stipulation shall be deemed to modify any deadlines in the Stipulation and Order Regarding Certain Defendants' Motion to Compel "Downstream" Discovery from Auto Dealer Plaintiffs, 2:12-cv-00102, Dkt.# 251, entered on January 7, 2015.

<sup>4</sup> "Defendant Group" shall mean each group of Defendants represented by separate counsel (e.g., DENSO, Fujikura, Furukawa, G.S. Electech, Leoni, Sumitomo, Tokai Rika, and Yazaki).

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